

JUN 01 2006

KRIEG DEVAULT
ATTORNEYS AT LAW
*Solutions, not obstacles™***FAX COVER PAGE**

Date: June 1, 2006

Pages (including this page): 5

To: Mail Stop: PETITION

Fax: 571-273-8300 Phone:

From: Clifford W. Browning

Fax: (317) 238-6371 Phone: (317) 238-6203

Subject: U.S. Patent Application Serial No. 10/651,055

Comments:

Hard Copy Will Be Sent Via:

- ☐ Regular Mail
☐ Overnight Courier
☐ Via Messenger
☒ Fax Communication Only

Sent By: Angelina Patterson

Client Code: 437-FLTW-65

WARNING CONFIDENTIALITY NOTICE

The documents constituting this fax transmittal contain confidential information belonging to the sender which is legally privileged. The information is intended only for the use of the individual(s) or entity named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance upon the content of this fax transmittal is strictly prohibited. If you have received this fax transmittal in error, please immediately notify us by telephone at the number below to arrange for return of the original documents to us. Thank you.

For Questions or Problems in Transmission, Please Contact our Fax Operators

☒ Krieg DeVault LLP
One Indiana Square
Suite 2800
Indianapolis, IN 46204
Telephone-(317) 636-4341
Fax-(317) 636-1507

☐ Krieg DeVault LLP
12800 N Meridian Street
Suite 300
Carmel, IN 46032
Telephone-(317) 566-1110
Fax-(317) 636-1507

☐ Krieg DeVault Galvin
LLP
5231 Hohman Street
Hammond, IN 46320
Telephone-(219) 933-0380
Fax-(219) 933-0471

☐ Krieg DeVault Lundy LLP
825 Anthony Wayne Building
203 East Berry Street
Ft. Wayne, IN 46802
Telephone-(260) 422-1534
Fax-(260) 423-1590

KD_DM-706442_1.DOC

JUN 01 2006

PTO/55/54 (10-05)

Approved for use through 07/31/2006. OMB 0561-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)
FLTW-85

First named inventor: Rahul Mital

Application No.: 10/661,055

Art Unit: 3748

Filed: August 28, 2003

Examiner: Tran, Dlem T.

Title: NOx ADSORBER AFTERTREATMENT SYSTEM FOR INTERNAL COMBUSTION ENGINES

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (571) 272-3282.The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
date of the period set for reply in the office notice or action plus an extensions of time actually obtained.**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☒ Other than small entity - fee \$ 1,500.00 (37 CFR 1.17(m))**2. Reply and/or fee**A. The reply and/or fee to the above-noted Office action in
the form of _____ (Identify type of reply):☐ has been filed previously on 06/02/2006 TL0111 00000032 10651055
is enclosed herewith.

01 FC:1453

1500.00 OP

B. The issue fee and publication fee (if applicable) of \$ 1,700.00.☐ has been paid previously on _____.
☒ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the
USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to
complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any
comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer,
U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1460. DO NOT SEND FEES OR COMPLETED
FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9189 and select option 2.

PTO/SB/64 (10-05)

Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Clifford W. Browning
Signature

June 1, 2006
Date

Clifford W. Browning
Typed or printed name

32,201
Registration Number, if applicable

One Indiana Square, Suite 2800
Address

(317) 238-8203
Telephone Number

Indianapolis, IN 46204-2079
Address

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

June 1, 2006
Date

Clifford W. Browning
Signature

Clifford W. Browning
Typed or printed name of person signing certificate